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PATENT

Attorney Docket No.: 396542

Express Mail Label No.: EV 008781965 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): John B. Taylor

Serial No. 10/040,046

Filed: October 19, 2001

For: Plant Fertilizer Compositions
Containing Phosphonate And
Phosphate Salts, And Derivatives
Thereof

Examiner: Not Yet Assigned

Group Art Unit: Not Yet Assigned

Confirmation 1834
No.:

BOX: MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO MISSING PARTS OF REISSUE APPLICATION

The following is in response to the Notice of Missing Parts on Reissue Application dated April 9, 2002.

Applicant filed a properly executed declaration with the original application on October 19, 2001, executed by John B. Taylor, Vice President of Foliar Nutrients, Inc. and, therefore, Applicant believes the late filing fee is not required. In support of Applicant's position, attached as Exhibit A is a copy of the previously filed reissue declaration along with a copy of the post card stamped by the Patent Office acknowledging receipt of the reissue declaration.

CERTIFICATE UNDER 37 C.F.R. § 1.8 and § 1.10

I hereby certify that, on the date shown below, this correspondence is being

- ☒ deposited with the United States Postal Service in an envelope addressed to Box: Missing Parts, Commissioner for Patents, Washington, D.C. 20231 with sufficient postage:

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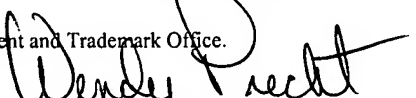
- ☐ **37 C.F.R. § 1.8**
as first class mail.

- ☒ **37 C.F.R. § 1.10**
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- ☐ transmitted by facsimile to the Patent and Trademark Office.

Wendy Precht
Name of Depositor


Signature

May 8, 2002
Date

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Even though Applicant is not required to submit a supplemental reissue declaration, a declaration which has been executed by Monty Ferrell, President of Foliar Nutrients, Inc. and which identifies the application by the serial number is enclosed.

Although Applicant does not believe any fees are due in connection with the following response, Applicant hereby authorizes the fees pursuant to 37 CFR 1.16, \$65.00, which would be due in connection with this late filing of the declaration to be applied against our Deposit Account No. 12-0600. Any additional fee which might be due in connection with this request should be applied against our Deposit Account No. 12-0600.

Respectfully submitted,

By 
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